

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

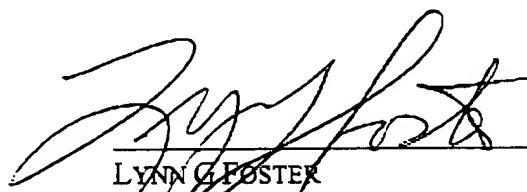
In re Patent Application of: )  
RODNEY M. LAFOLLETTE, ET AL. ) Docket: 7310.C  
Serial No.: 09/930,539 )  
Filed: August 14, 2001 )  
For: MICROSCOPIC BATTERIES FOR MEMS ) Examiner: UNKNOWN  
SYSTEMS )

**CERTIFICATION OF FILING BY FACSIMILE TRANSMISSION**

Attn: Ms. Day  
Initial Patent Examining Division  
Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

I hereby certify the attached TRANSMITTAL OF PETITION TO REVIVE was transmitted by facsimile to the above-identified Examiner at (703) 308-7743 on the date indicated below.



LYNN G. FOSTER  
Attorney for Applicants

March 26, 2003

602 East 300 South  
Salt Lake City, UT 84102  
Telephone: (801) 364-5633

LAW OFFICES  
**LYNN G. FOSTER L.C.**  
A LIMITED LIABILITY COMPANY

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TRADE SECRETS  
UNFAIR COMPETITION  
RELATED LITIGATION

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LYNN G. FOSTER

REG. PROF. ENGINEER  
ATTORNEY AT LAW  
PATENT ATTORNEY

**TELECOMMUNICATION COVER LETTER**

DATE: 26 March, 2003

TO: Ms. Day

COMPANY: UNITED STATES PATENT AND TRADEMARK OFFICE  
INITIAL PATENT EXAMINING DIVISION

FAX: (703) 308-7749

FROM: Lynn G. Foster  
Lynn G. Foster, L.C.  
XEROX 7042 (801) 355-8938

TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: 6

MESSAGE:

Re: 09/930,539 - Microscopic Batteries for MEMS Systems

- A CONFIRMING COPY OF THIS TRANSMISSION WILL BE SENT VIA THE U.S. POSTAL SERVICE.  
 A CONFIRMING COPY OF THIS TRANSMISSION WILL NOT BE SENT VIA THE U.S. POSTAL SERVICE.

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION AND YOU DO NOT RECEIVE ALL SUBMITTED PAGES, PLEASE CALL US AS SOON AS POSSIBLE. THANK YOU.

**PRIVILEGED AND CONFIDENTIAL:** This message is intended for the use of the individual or entity to which it is addressed, and may contain information which is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the address indicated above via the U.S. Postal Service.

4. Agreement was quickly reached and L. Grant Foster and Brett L. Foster began moving their office files, among other things, from their Foster & Foster L.L.C. offices across town to the Offices of Holland & Hart. My files (the files of Lynn G. Foster) were to remain at my office, 602 East 300 South, Salt Lake City, Utah. This included the above-identified application.

5. I have recently discovered that some file disorder occurred at the time of the above-mentioned move. This included misplacement of a Notice To File Corrected Application Papers (Notice) in the above-identified patent application mailed October 4, 2001, which was received but misplaced among unrelated documents some time during October 2001. This misplaced Notice was discovered for the first time on October 29, 2002. A copy of this Notice is attached.

6. The firm of Foster & Foster L.L.C. became inactive after L. Grant Foster and Brett L. Foster completed their move to Holland & Hart.

7. Thereafter, I formed the firm of Lynn G. Foster, L.C. and have practiced in that firm since.

8. The Notice only requires submission of drawings with correct margins. The required drawings are attached to satisfy the requirements of the Notice.

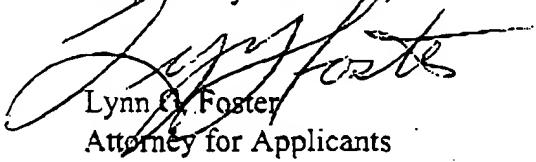
9. The entire delay in question was unintentional.

10. Please charge the small entity revival fee in the amount of \$640.00 to deposit account 06-1620. Please charge all other fees, if any, pertaining to this matter to deposit account 06-1620.

11. No terminal disclaimer is required.

12. A copy of this Petition is attached.

Respectfully submitted,



Lynn G. Foster  
Attorney for Applicants

602 East 300 South  
Salt Lake City, UT 84102  
Telephone: (801) 364-5633  
D:\2000\LAFOIL\LETTER\7310.C.pet.io.rev

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/930,539         | 08/14/2001          | Rodney M. LaFollette  | 7310.C                 |

**CONFIRMATION NO. 7186**  
**FORMALITIES LETTER**

Foster & Foster, LLC  
Mr. Lynn G. Foster  
600 E. 300 S.  
Salt Lake City, UT 84102



"OC000000006850122"

Date Mailed: 10/04/2001

**NOTICE TO FILE CORRECTED APPLICATION PAPERS**

***Filing Date Granted***

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice MUST be returned with the reply.*

*S/A*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE